

JOURNAL OF THE HOUSE.

Monday, November 25, 2002.

Met at six minutes after eleven o'clock A.M., in an Informal Session, with Mr. Walsh of Boston in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows: Holy Spirit of God, Source of Our Hope and Faith, we take this moment to reflect on and to think about our dependence upon You, Your assistance and guidance as we go about our daily routine. Your help enables us to make thoughtful decisions in addressing legislative issues and challenges. In carrying out our responsibilities, teach us to have accurate information in evaluating issues, to be fair in forming judgments, clear in articulating our legislative options and ethical in selecting our legislative positions. We pray that we will be motivated by the spiritual and human values and the way of life which You have made known to us, as a means of attaining personal peace and happiness.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

At the request of the Chair (Mr. Walsh), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Representatives Brown of Wrentham and Poirier of North Attleborough)

congratulating Scott Gagne on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. Brown of Wrentham) congratulating Brian Joseph McCarter on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. Hillman of Sturbridge) honoring Frederick Hagman, Jr.;

Resolutions (filed by Messrs. O'Brien of Kingston and deMacedo of Plymouth) congratulating Eugene C. Irvine III on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Messrs. Rogers of Norwood and Kafka of Sharon) in recognition of Boyden School receiving the Edgerly School Leadership Award; and

Resolutions (filed by Mr. Travis of Rehoboth) honoring Team Impact;

Mr. Honan of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mrs. Paulsen of Belmont, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

A communication from the Department of Revenue submitting notice of proposed changes in fees charged by the Underground Storage Tank Board (under the provisions of Section 2 of Chapter 21J of the General Laws) for the delivery of petroleum products (House, No. 5378)

was referred to the committee on Natural Resources and Agriculture. Sent to the Senate for concurrence.

Communications

From the Board of Higher Education submitting a copy of a request for an appropriation to fund a collective bargaining agreement between the Board of Higher Education and the Massachusetts Teachers Association/Association of Professional Administrators; and
From Wonderland Greyhound Park, Inc. (under Paragraph 7 of Section 2 of Chapter 128C of the General Laws) submitting copies of contracts for the simulcasting of dog races.
Severally were placed on file.

Papers from the Senate.

A Bill authorizing the town of Acton to lease a certain school building for residential purposes for 50 years (Senate, No. 2490) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2494) of Richard R. Tisei and Carol A. Donovan (by vote of the town) for legislation relative to authorizing the town of Stoneham to issue bonds or notes to fund its retirement system's unfunded pension liability; and
Petition (accompanied by bill, Senate, No. 2495) of Richard R. Tisei, Paul C. Casey and Carol A. Donovan (by vote of the town) for legislation to provide for municipal employee appointment powers for the Stoneham town administrator;
Severally to the committee on Public Service.

Reports of Committees.

By Mr. Rogers of Norwood, for the committee on Ways and Means, that the Bill relative to the Massachusetts veterans shelter in the city of Worcester (Senate, No. 2150, amended) ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 5376. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the Rule 7A, on motion of Mrs. Walrath of Stow, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means was adopted; and the bill (Senate, No. 2150, amended) was ordered to a third reading.

By Mr. O'Flaherty of Chelsea, for the committee on the Judiciary, on House, No. 1983, a Bill relative to preserving the best interests of the child (House, No. 5377). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Galvin of Canton, the bill was read a second time forthwith; and it was ordered to a third reading.

Emergency Measures.

The engrossed Bill further regulating the granting of temporary licenses for the sale of wine at certain auctions (see Senate, No. 2489), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 12 to 0. Sent to the Senate for concurrence.

The engrossed Bill relative to creditable service for town moderators (see House, No. 1469), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 11 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Engrossed bills

Further regulating the use of crossbows in the Commonwealth (see Senate, No. 2162);

Authorizing the town of Southwick to supply water to certain property located in the city of Westfield (see Senate, No. 2370);

(Which severally originated in the Senate);

Relative to the concurrent jurisdiction of the Land Court (see House, No. 1989, changed and amended);

Relative to state highways in Barnstable County (see House, No. 4737, amended); and

Authorizing the deferral of certain sewer betterments in the town of Marion (see House, No. 5114);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The Senate Bill relative to property tax exemptions for rental properties in the town of Provincetown used as affordable housing (Senate, No. 2325), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

House bills

Relative to the sounding of certain warning devices in the town of Concord (House, No. 4226);

Relative to the donation of bone marrow by certain minors (House, No. 4970);

Relative to the charter of the town of Plymouth (House, No. 5253); and

Authorizing the appointment of Alcino Fernandes as a police officer in the town of Milford

(House, No. 5346);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. Finneran of Boston,—

Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at eleven o'clock A.M.

At twenty-five minutes after eleven o'clock A.M., on motion of Mr. Peterson of Grafton (Mr. Walsh of Boston being in the Chair), the House adjourned, to meet on Wednesday next at eleven o'clock A.M., in an Informal Session.